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By Mr. Backman, a petition (accompanied by bill, Senate, No. 736) of Jack H. Backman and Philip W. Johnston for legislation to require the licensing of out-of-state placements for children. Human Services and Elderly Affairs.

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The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-three.

AN ACT REQUIRING THE LICENSING OF OUT-OF-STATE PLACEMENTS  
FOR CHILDREN.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 10 of Chapter 28A of the General Laws  
2 is hereby amended by striking the first sentence of subpart  
3 (a) and substituting the following first sentence: —

4 (a) The office shall issue and may renew a license to any  
5 person within the Commonwealth other than a department,  
6 agency, or institution of the Commonwealth or any political  
7 subdivision thereof, who meet applicable standards and re-  
8 quirements to establish and maintain a day care center, fam-  
9 ily day care home which is not part of a family day care  
10 system, family day care system, family foster care which is  
11 not supervised and approved by a placement agency, group  
12 care facility, or temporary shelter facility; and to any person  
13 in any state outside of the Commonwealth who has in his or  
14 her care at any time three or more children placed by any  
15 approved Massachusetts child placement agencies.

1 SECTION 2. Section 10 of Ch. 28A of the General Laws is  
2 hereby amended by striking out section (b) and substituting  
3 the following: —

4 (b) The office may issue a provisional license for or may  
5 provisionally approve a day care center, family day care home  
6 which is not part of a family day care system, family day care  
7 system, family foster care which is not supervised and ap-  
8 proved by a placement agency, placement agency, group care

9 facility, or temporary shelter facility, any of which has not  
10 previously operated or is operating but is temporarily unable  
11 to meet applicable standards and requirements both within the  
12 Commonwealth and in any other state.

1 SECTION 3. Section 11 of Ch. 28A is hereby amended by  
2 adding the following subsection (d): —

3 (d) No child shall be placed in a group care home or a  
4 temporary shelter facility outside of the Commonwealth, if  
5 such placement would raise the number of Massachusetts chil-  
6 dren in such facility or home to three or more, if such facility  
7 or home is not licensed under Section 10 of this Chapter.